

## DDPIT Meeting Minutes, July 13, 2016

### Participants:

Present: Barbara LeRoy (DDI); Belinda Hawks (MDHHS); Charlyss Ray (MDHHS); Cheri Johnson (ROOC); Chris Lerchen (ARC of NW Wayne); Chris Zeigler (MRC Industries); Dohn Hoyle (ARC); Don Schuster (Listening Ear); Elmer Cerano (MPAS); Jamie Palma (Allegan CMH); Jim Dehem (CLS); Joe Longcor (MDHHS); Kathy Lentz (Kzoo CMHSAS); Robert Stein (MALA); Shannan Clevenger (Lifeways CMH); Tracy Duncan (St. Clair County CMH); Will Morris (Sanilac CMH); Amy Peckinpugh (MDHHS)

Phone: Andrea Sarto (North Country CMH); Beth Schliska (Hiawatha Behavioral Health); Brent Mikulski (STEP); Lori Baumgart (MCCMH); Lucy Wilcox (Northcare Network); Mick Sheridan (Cooper Country CMH); Nicole Lawson (OCCMHA); Teresa Tokarczyk (Au Sable Valley CMH)

Guests: June Malachowski (DDI-WSU), Benita Koyton (MDHHS), Jaci Leonard (MDHHS)

Absent: Angel Irvin (DD Council); Audrey Craft (MDHHS); Barb Valliere (UCP); Denis Clark (Pathways CMH); Ellen Hyman (MDHHS); Jamie Bragg-Lovejoy (Hope Network); John Williams (Progressive Lifestyles); Kathleen Kovach (OCCMHA); Mary Phillips (Livingston CMH); Rosa Thomas (MCCMH); Sherri Boyd (ARC); Vendella Collins (DD Council); Todd Culver (MARO); Sharon Milberger (DDI); Yasmina Bouraqui (DD Council); Jackie Igafo-Te'o (parent)

### Meeting Minutes and Action Items:

- Reviewed minutes from May 12, 2016. No changes were requested.
- Belinda Hawks provided an update on the Home and Community-Based Services Rule Implementation, Statewide Transition Plan, and the 1115 application.
  - There are no updates regarding the statewide transition plan. We are waiting for an update from CMS.
  - 1115 application submitted. State received preliminary approval for the application which means the components of the application were complete. This allows for CMS to post for public comment which began Friday, July 8 and remains open for 30 days.
  - 1115 Implementation is still projected for October 1, 2016. MDHHS is internally working with vendors to build the benefit matrix plan.
  - Two waivers (Children's and SED) are moving from fee-for-service to a managed-care model. HAB Waiver had features for recoupment and repayment which will change.
  - The March 17, 2019 timeline remains for implementation of HCBS.
  - 1915 (b)(3) services update - In the Fall, MDHHS is sending the PIHP's a spreadsheet identifying CLS services. We are looking at provider owned/controlled settings. Plans are for the survey to start in January or February 2017. Approximately 25,000 individuals are identified.
  - 1915 (b)(3) services are using the same survey process as the Habitation Supports Waiver. Asking for the same information but tailoring to the group being surveyed. More will be available regarding the group details in September.
  - There is a readiness tool being developed to help the provider system become compliant with the rule.
  - HAB Supports Waivers is in phase 1. PIHPs have received a report on the completion status of their region. Information will also be provided specific to the individual level. Phase 2 will start in the Fall. Plan is to complete Phase 2 in January. This will complete the entire HAB Waiver population.

- Outreach and information will be provided on July 27 at the HCBS Implementation Advisory Group meeting. Additional webinars in August will be facilitated to provide more information.
- Discussed residential issues surrounding conflict of interest related to the provider and the landlord; the lease being synonymous with a residential agreement; a lease agreement with the consumer and the landlord; agreements having the same protections. Issues to be raised on the HCBS Implementation Advisory meeting
- Group discussed being mindful of the lack of access individuals have to legal issues regarding the lease issues, conflicts regarding care agreements, and the need to develop a plan with consistency of intent. Follow up in this areas is needed.
- Jaci Leonard (New HCBS Analyst with MDHHS) was introduced to the group as well as Benita Koyton (New MDHHS Site Reviewer).
- Group reviewed having the information posted on the website is helpful for the field.
- Barbara LeRoy provided an update on NCI Family and Guardian and Adult Consumer-Individual Surveys by regions.
  - Reviewed 2014-15 data by regions.
  - Group discussed CMHSPs and ISD's being complicit with a high rate of guardians.
  - Group reviewed that NCI offers a Family Survey. Some states do not use feedback from guardians.
  - Group reviewed results and discussed areas of additional concern. In addition to Guardians, Choice and control, employment, and self-advocacy continue to be areas which need improvement in Michigan.
  - Group reviewed the statewide data compared to the national data is important information and a focus area for Michigan and NCI-DDPIT.
  - Barbara LeRoy offered opportunities to look at additional areas in the survey for analysis.
  - Barbara LeRoy discussed MDHHS and DDI-WSU working on correlation between NCI and HCBS. There are 97 matches across the two sets and 20 questions identical in the two surveys.
  - Kathy Lentz discussed using NCI to assist in developing areas of focus related to DDPIT.
- Robert Stein, Elmer Cerano, and Dohn Hoyle provided a licensing update.
  - Reviewed issues related to changes in licensing enforcement. Several settings received a letter to "cease and desist" or obtain a license.
  - DDPIT Members were informed of issues related to a pending lawsuit where four non-profits filed a complaint in U.S. District Court.
  - Group discussed the licensing issue having an effect on developing new arrangements for people in self-directed settings. This problem is placing providers at risk, possible displacement, and potential for harm to many.
  - Group was informed that meetings are occurring with LARA (Michigan Department of Licensing and Regulatory Affairs), MDHHS, and other stakeholders.
  - Resolution being sought. Legislative solution needed. DDPIT members Don Hoyle, Elmer Cerano, Robert Stein, and Kathy Lentz will attend the next meeting on July 26 and report back to DDPIT.
  - Group discussed communication surrounding this issue. Robert Stein indicated that change originally came without notice. Negotiation needs to be private at this time. Shannan Clevenger discussed information being shared by MACMHB on their website under Friday Facts. Group discussed

reviewing the current licensing guidelines. The current guidelines will be shared with DDPIT members via email.

- Group discussion regarding work focus for DDPIT.
  - Group received via email the DDPIT Survey results and discussed as a group.
  - Group reviewed past accomplishments which include but are not limited to the following: transition help for individuals out of institutions, loneliness survey and awareness, focused push for employment options, improving the Person Centered Planning process, quality of life improvements, NCI Briefs, housing, and policy recommendations.
  - Group suggested improvement in dissemination of information. Amy Peckinpaugh will add DDPIT information to the BHDDA webpage by August 13, 2016. Include NCI Briefs on the DDPIT page. Explore sharing information with MACMHB on their 'Friday Facts' which occurs weekly.
  - Concerns were expressed regarding DDPIT making policy recommendations without knowing the end result of where the recommendation landed. Amy Peckinpaugh to draft a template for tracking policy recommendations made by DDPIT. The template will be reviewed at the September DDPIT meeting by members for approval and implementation.
  - Group discussed DDPIT to continue to promote change through discussion; Review contracts and policy; Focus on quality improvement needs to match the group regionally; Review CLS and skill building outcomes with a focus on moving more into the community; and Focus on one or two areas regionally.

**Future Discussion for DDPIT:**

- Group members requested an update on MI Health Link related to integration of health of individuals with I/DD – what are we doing with MI Health Link and how is health being integrated.
- Receive update on conflict free case management from Ellen Hyman.
- Receive update on licensing from Robert Stein, Dohn Hoyle, Elmer Cerano, and Kathy Lentz.
- Review DDPIT policy recommendation template.
- Focus on NCI areas for improvement.

**Next Meeting:**

Next meeting is Wednesday, September 14 at 1 pm in Lansing.